

Minutes of Land Use, Parks and Environment Committee

Tuesday, December 8, 2009

Chair Fritz Ruf called the meeting to order at 8:30 a.m. and led the Committee in the Pledge of Allegiance.

Committee Present: Supervisors Fritz Ruf (Chair), James Jeskewitz, Walter Kolb, Janel Brandtjen, Ted Rolfs, Rob Hutton (arrived at 8:37 a.m.) **Absent:** Supervisor Gilbert Yerke

Also Present: Chief of Staff Mark Mader, Legislative Associate Karen Phillips, Planning and Zoning Manager Dick Mace, David Segebarth, Susan Wright, Bob Kwiatkowski, Brian Pionke

Approve Minutes of October 20, 2009

MOTION: Jeskewitz moved, second by Brandtjen, to approve the minutes of October 20, 2009. Motion carried: 5-0

Public Comment

Segebarth, a resident of Menomonee Falls, discussed the extensive problems he has been experiencing with people trespassing on his property. It appears the trespassers gain access from Waukesha County owned lands (Menomonee Park and the former Best property).

Hutton arrived at 8:37.

Segebarth said there are no fences on his property line, only rock lines which were placed years back.. He was not in favor of putting up a fence. Segebarth stated he already has no-trespassing signs posted, as do his neighbors. Wright passed around photographs of the Segebarth property. She stated they are constantly picking up trash left behind by the trespassers.

Shaver stated he just learned of this issue recently and promised that additional signage would be put up to clearly designate the private property. Mace displayed an aerial view map of the area. Segebarth pointed out the location of the snowmobile trail, where his signs are located, and where the trespassing is occurring. Shaver will ask his staff to research possible entry points, and said he would also contact the snowmobile club.

Ruf recognized the genuine concern of the property owners and assured them that this issue would be followed up on. He requested that Shaver keep Segebarth informed on what is being done to alleviate the issue.

Executive Committee Report

Ruf reported on the items discussed at the December 7th Executive Committee meeting, including an ordinance, five appointments, and a presentation on CDBG housing initiatives.

Discuss and Consider Resolution 164-R-008: Prairie Home Cemetery “Section 12” Cemetery Approval

Mace displayed the aerial view of the Prairie Home Cemetery, located in the City of Waukesha. The resolution would provide approval to expand the facility and plat the land in order to accommodate the expansion, in accordance with the provisions of Chapter 157 of the Wisconsin Statutes. The Cemetery Plat has been reviewed by Parks and Land Use staff and has been found to be in order.

MOTION: Rolfs moved, second by Brandtjen, to approve Resolution 164-R-008.

Motion carried: 6-0.

Discuss and Consider Ordinance 164-O-063: Amend The Town Of Vernon District Zoning Map Of The Waukesha County Zoning Code For The Town Of Vernon By Revising The Previously Imposed Conditions Of Approval Under Enrolled Ordinance No.’s 151-85 And 158-41 Regarding The Existing B-3 General Business District And Reflecting The Existing Uses And Restricting Further Uses In The Area Of Enterprise Drive, Located In Part Of The SW ¼ Of Section 1, T5N, R19E, Town Of Vernon (CZ-0972C)

Mace displayed the aerial view map of the area located in the Town of Vernon. The Town Board has denied this request to amend the conditions of the rezone. Mace explained that Planning and Zoning Division staff recommends that the request to amend the conditions of the rezone be denied on the basis that Waukesha County cannot approve the request without the approval of the Town of Vernon Board.

MOTION: Jeskewitz moved, second by Brandtjen, to approve Ordinance 164-O-063.

Motion defeated: 0-6.

Discuss and Consider Ordinance 164-O-064: Comprehensive Amendment To The Text And Zoning Map Of The Town Of Eagle Zoning Code (ZT-1694)

Mace reviewed this ordinance to amend the text and zoning map of the Town of Eagle Zoning Code as outlined. Waukesha County Planning and Zoning staff recommend that the repeal and recreation of the zoning code and zoning map be approved as presented. The efforts by the Town of Eagle to streamline and update its zoning ordinance and zoning map will enable better administering of zoning regulations and provide the means to effectively carry out the goals and principles of the Town’s Land Use Plan.

Pionke and Kwiatkowski provided further details on of the proposed amendment on behalf of the Town of Eagle and answered questions raised by the Committee members.

MOTION: Rolfs moved, second by Hutton, to approved Ordinance 164-O-064. Motion carried: 6-0

Cooperative Comprehensive Development Plan Update

Mace distributed a handout titled *Comprehensive Development Plan Adoption Tracking*, which listed the Participation Agreement Signed Date, Anticipated Adoption Date, and Plan Adoption Date for each of the 37 Waukesha County municipalities. As of today's date, the Village of Butler, City of New Berlin, and City of Oconomowoc have not yet adopted a plan. Mace further discussed some of the issues involved with participation by certain municipalities. He explained that State statute requires that a plan must be approved by means of an ordinance by the January 1 deadline. The final version of this document will be made available on the website in January.

Discuss Calendar of Events for Countywide Development Plan Amendments

Mace and Mader discussed the February 2010 calendar relating to the public hearing and staff recommendations scheduling for the County Development Plan Amendments. Though these items are not agendaized for the LUPE Committee, it would be noted that a quorum of the Committee may be present for those Park and Planning Commission meeting dates (tentatively February 4 and February 18).

MOTION: Jeskewitz moved second by Kolb, to adjourn at 9:39 a.m. Motion carried: 6-0.

Respectfully submitted,

Jim Jeskewitz,

Secretary